



# MACo LEGISLATIVE UPDATE

VOLUME 20, NO. 3

January 9, 2009

The Montana Association of Counties (MACo) publishes this **weekly** bulletin containing summary descriptions of bills of interest to local government officials. **Each issue lists only the bills that have been introduced during the week. Please save this message or print it for future reference.**

Copies of bills are typically sent to County Clerks and Recorders and also can be found at: [http://laws.leg.mt.gov/laws09/LAW0200W\\$.Startup](http://laws.leg.mt.gov/laws09/LAW0200W$.Startup)

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## MACo & the Montana Legislature

The MACo Web site has a page at <http://www.maco.cog.mt.us/Legislature/Legislative.htm> dedicated to helping members keep track of the happenings at the 61th Montana Legislature. There you'll find MACo's resolutions, links to pertinent bills, an archive of our weekly *Legislative Updates*, links to bills and bill status reports, hearings calendars, committee listings, legislator contact information, and more.

## Scheduled Hearings

The Senate Local Government Committee meets Mondays, Wednesdays, and Fridays at 3 p.m. in Room 405. The House Local Government Committee meets Tuesdays and Thursdays at 3 p.m. in Room 172. MACo bills are shown below in **bold**.

### Monday, Jan. 12

|                                                                                   | Room | Time      |
|-----------------------------------------------------------------------------------|------|-----------|
| HB 30 Youth election judges                                                       | 455  | 8 a.m.    |
| HB 54 Separate index for Montana Constitution                                     | 455  | 8 a.m.    |
| HB 134 Create and fund local government committee                                 | 455  | 8 a.m.    |
| HB 136 Clarify appointment process for Board of Personnel Appeals                 | 172  | 8 a.m.    |
| HB 2 General appropriations act                                                   | 317B | 8:15 a.m. |
| HB 2 General appropriations act                                                   | 317C | 10 a.m.   |
| SB 4 Create standing water policy subcommittee of EQC                             | 422  | 3 p.m.    |
| SB 6 Revise public water supply fee law                                           | 405  | 3 p.m.    |
| SB 9 Authorize funding of transportation systems with revenue bonds               | 405  | 3 p.m.    |
| SB 22 Create water policy committee                                               | 422  | 3 p.m.    |
| SB 67 Require funding before school rules with fiscal impact implemented          | 303  | 3 p.m.    |
| SB 99 Allow leave for state employee volunteer firefighters for incident response | 335  | 3 p.m.    |
| HB 64 Repeal termination on coal trust funding for economic development programs  | 102  | 3 p.m.    |
| HB 71 Repeal sunset of hospital bed tax                                           | 102  | 3 p.m.    |
| HB 82 Revise deposit of stranded 911 revenue                                      | 172  | 3 p.m.    |
| HB 111 Clarify roles of local advisory groups in mental health system             | 152  | 3 p.m.    |
| HB 118 Revise distribution of 911 funds                                           | 172  | 3 p.m.    |
| HB 158 Tribal eligibility for economic development loans                          | 172  | 3 p.m.    |
| HJ 3 Interim study of managed care mental health system                           | 152  | 3 p.m.    |
| SB 29 Generally revise appropriation and budget statutes                          | 317A | 5 p.m.    |
| SB 117 Revise or eliminate certain statutory appropriations                       | 317A | 5 p.m.    |

### Tuesday, Jan. 13

|                                                                            | Room | Time   |
|----------------------------------------------------------------------------|------|--------|
| SB 33 Include certain biomass generation facilities in renewable power act | 317A | 3 p.m. |

## Scheduled Hearings, cont.

### **Tuesday, Jan. 13, cont.**

|                                                                                   | <b>Room</b> | <b>Time</b> |
|-----------------------------------------------------------------------------------|-------------|-------------|
| HB 2 General appropriations act                                                   | 102         | 8 a.m.      |
| HB 2 General appropriations act                                                   | 317A        | 8 a.m.      |
| HB 2 General appropriations act                                                   | 317B        | 8 a.m.      |
| HB 2 General appropriations act                                                   | 472         | 8 a.m.      |
| SB 105 Tax incentives for volunteer firefighters and their employers              | 405         | 8 p.m.      |
| SB 106 License plates and tax credits for volunteer firefighters                  | 405         | 8 a.m.      |
| HB 11 Treasure State endowment                                                    | 350         | 8 a.m.      |
| HB 12 Require employer contributions on working retirees under certain conditions | 455         | 8 a.m.      |
| HB 19 Revise and clarify state election laws                                      | 455         | 8 a.m.      |
| HB 88 Revise close of late voter registration                                     | 455         | 8 a.m.      |
| HB 2 General appropriations act                                                   | 317C        | 8:30 a.m.   |
| HB 2 General appropriations act                                                   | 102         | 11 a.m.     |
| SB 68 Roadkill composting                                                         | 335         | 3 p.m.      |
| SB 104 Revise estray notification and disposition requirements                    | 335         | 3 p.m.      |
| HB 190 Clarify bridge access law                                                  | 303         | 3 p.m.      |

### **Wednesday, Jan. 14**

|                                                                                        | <b>Room</b> | <b>Time</b> |
|----------------------------------------------------------------------------------------|-------------|-------------|
| SB 75 Include homeowner responsibility in state fire policy                            | 422         | 8 a.m.      |
| SB 116 Clarify aviation fuel tax distribution                                          | 405         | 8 a.m.      |
| SB 137 Require insurers to notify insured of wildland-urban interface best practices   | 422         | 8 a.m.      |
| SB 138 Insurance commissioner review of property insurers for fire protection purposes | 422         | 8 a.m.      |
| SB 144 Building standards for residences in wildland-urban interface                   | 422         | 8 a.m.      |
| SB 145 Premium discounts in wildland-urban interface for certain property              | 422         | 8 a.m.      |
| HB 2 General appropriations act                                                        | 102         | 8 a.m.      |
| HB 2 General appropriations act                                                        | 317A        | 8 a.m.      |
| HB 130 Grant program for local crisis services and jail diversion for mentally ill     | 137         | 8 a.m.      |
| HB 131 State contracting for mental health emergency detention beds                    | 137         | 8 a.m.      |
| HB 60 Jail mental health crisis network standards pilot program                        | 137         | 8 a.m.      |
| HB 132 Diversion from involuntary commitment to short-term inpatient treatment         | 137         | 8 a.m.      |
| HB 2 General appropriations act                                                        | 317C        | 8:30 a.m.   |
| SB 134 Require notice of compliance from associations offering health plans            | 422         | 9 a.m.      |
| SB 142 Repeal unisex insurance law provisions                                          | 422         | 9 a.m.      |
| SB 8 Authorize charter form of government for regional water entities                  | 405         | 3 p.m.      |
| SB 17 Require public water and sewer systems for certain subdivisions                  | 405         | 3 p.m.      |
| SB 66 Sequestration standards for carbon dioxide                                       | 317A        | 3 p.m.      |
| SB 110 Volunteer firefighter participation in county health insurance pool             | 405         | 3 p.m.      |
| SB 123 Revise MAPA regarding amendment of rationale                                    | 335         | 3 p.m.      |
| SB 124 Revise absentee ballot laws and changes caused by death of candidate            | 335         | 3 p.m.      |
| HB 27 Revise universal system benefit laws                                             | 172         | 3 p.m.      |
| HB 85 EMS grant program                                                                | 152         | 3 p.m.      |
| HB 93 Clarify EMS medical direction and handling of complaints                         | 152         | 3 p.m.      |
| HB 98 Revise energy performance contracting for state buildings                        | 172         | 3 p.m.      |
| HB 105 Reporting of emergency room and hospitalization discharge data                  | 152         | 3 p.m.      |

### **Thursday, Jan. 15**

|                                                                                | <b>Room</b> | <b>Time</b> |
|--------------------------------------------------------------------------------|-------------|-------------|
| SB 60 Annual market conduct exams and five-year financial exams for state fund | 422         | 9 a.m.      |
| SB 86 Revise gambling laws                                                     | 422         | 9 a.m.      |
| SB 89 Eliminate sunset for new worker training program                         | 422         | 9 a.m.      |
| SB 135 Revise Insure Montana program                                           | 422         | 9 a.m.      |
| SB 34 Extend boundary of community decay ordinances for fuel treatment         | 405         | 3 p.m.      |
| SB 44 Establish health policy council in legislative branch                    | 317         | 3 p.m.      |
| SB 52 Prohibit kickbacks and conflict of interest for health care providers    | 317         | 3 p.m.      |

### **Friday, Jan. 16**

|                                                                       | <b>Room</b> | <b>Time</b> |
|-----------------------------------------------------------------------|-------------|-------------|
| HB 29 Increase funding for senior and disabled transportation account | 152         | 3 p.m.      |

## Projected Session Calendar

**Please note:** This calendar was revised by legislative leadership Dec. 4, 2008; leadership holds the authority to further revise the schedule, including the days the Legislature meets and the proposed breaks.

**Introduction deadlines:** Generally, bills and resolutions must be introduced within two legislative days after delivery. JR 40-50, H40-10.

**"General bills"** is used to denote all bills, except appropriation or revenue bills, and all joint resolutions.

**Notes:** Deadline dates are determined according to legislative days, using a six-day legislative week.

Certain bills and resolutions relating to administrative rules may be transmitted at any time during the session. JR 40-200(3).

|             |                                                                                     |
|-------------|-------------------------------------------------------------------------------------|
| Jan. 16:    | Last day to request General Bills                                                   |
| Jan. 24:    | Last day to request Revenue Bills                                                   |
| Feb. 16:    | Last day for Committee to request General Bills                                     |
| Feb. 26:    | Transmittal of General Bills to other Chamber                                       |
| Feb. 27-28: | Transmittal Break                                                                   |
| March 18:   | Transmittal of Revenue-Estimating Joint Resolutions                                 |
| March 20:   | Last day for Committee to request Revenue Bills                                     |
| March 26:   | Transmittal of Appropriation Bills                                                  |
| March 31:   | Transmittal of Revenue Bills                                                        |
| April 2:    | Transmittal of amendments to General Bills                                          |
| April 4:    | Last day to request Study Resolution or Committee Bills to implement HB2            |
| April 14:   | Transmittal of amendments to Appropriation Bills                                    |
| April 16:   | Transmittal of amendments to Revenue Bills and Revenue-Estimating Joint Resolutions |
| April 20:   | Transmittal of Interim Study Resolutions                                            |
| April 25:   | Session adjourns; Sine Die                                                          |

## MACo Resolutions/Legislation

| No.                    | Title                                                         | Res. No. | Sponsor      | Status-Date                     |
|------------------------|---------------------------------------------------------------|----------|--------------|---------------------------------|
| <a href="#">HB 18</a>  | Mail ballot pilot project                                     | 2008-23  | Ingraham     | Referred to committee-12/12     |
| <a href="#">HB 38</a>  | Revise laws to reflect passage of six-mill levy               | 2008-22  | Campbell     | Hearing-1/9                     |
| <a href="#">HB 45</a>  | Compliance w/ federal law for forest reserve payments         | MACoBd   | Ingraham     | Hearing-1/9                     |
| <a href="#">HB 57</a>  | Clarify school district consolidations/annexations            | 2008-29  | Bean         | Referred to committee-12/12     |
| <a href="#">HB 156</a> | Uniform penalty/enforcement for zoning violations             | 2004-28  | Pomnichowski | Referred to committee-12/23     |
| <a href="#">HB 180</a> | Montana-based business technology districts                   | 2008-38  | Pomnichowski | Hearing-1/13                    |
| <a href="#">HB 194</a> | County payment from hard rock mining trust account            | 2008-24  | Mendenhall   | Referred to committee-1/8       |
| <a href="#">SB 30</a>  | Revise reimbursement for meals, lodging                       | MACoEC   | Gebhardt     | Hearing-1/7                     |
| <a href="#">SB 57</a>  | Revise laws governing special districts                       | 2008-33  | Gillan       | Hearing-1/7                     |
| <a href="#">SB 58</a>  | Revise local government laws                                  | 2008-33  | Gillan       | Hearing-1/7                     |
| <a href="#">SB 78</a>  | Clarify mill levy limit for soil conservation districts       | 2008-31  | Brendan      | Hearing-1/19                    |
| <a href="#">SB 148</a> | Revise and clarify local government laws                      | 2008-26  | Peterson     | Hearing-1/19                    |
| <a href="#">SB 169</a> | Revise drug testing requirements for public officers          | 2008-13  | Gebhardt     | Referred to committee-1/7       |
| <a href="#">SJ 7</a>   | Opposition to HR 2421                                         | 2008-08  | Brendan      | Referred to committee-12/23     |
| <a href="#">LC0578</a> | Provide funding for court security                            | 2008-11  | Jent         | Draft del. to requester-1/8     |
| <a href="#">LC0605</a> | Revise territory transfer laws relating to K-12 school dists. | 2008-29  | L. Jones     | Draft on hold-1/8               |
| <a href="#">LC0606</a> | Revise laws governing electric transmission lines             | 2008-12  | L. Jones     | Draft on hold-11/12             |
| <a href="#">LC0629</a> | Clarify stream access from bridges/fencing                    | 2004-11  | Cooney       | Draft ready for delivery-12/30  |
| <a href="#">LC0659</a> | Authorize local governments to form investment pool           | 2008-30  | Lewis        | Draft on hold-11/19             |
| <a href="#">LC0935</a> | Revise local government employee incentive program            | 2008-15  | McClafferty  | Draft del. to requester-1/8     |
| <a href="#">LC0942</a> | Revise laws governing local subdivision regulations           | 2008-07  | Brueggeman   | Draft on hold-1/8               |
| <a href="#">LC0943</a> | Revise impact fee laws                                        | 2008-19  | Brueggeman   | Draft ready for delivery-12/30  |
| <a href="#">LC0998</a> | Revise laws relating to licensed establishments f/ health     | 2008-18  | Kaufman      | Draft ready for delivery-1/7    |
| <a href="#">LC1047</a> | Include non-profit hospital employees in co. health plan      | MACoHCT  | Lewis        | Draft in final drafter rev.-1/8 |
| <a href="#">LC1089</a> | Funding for grants to counties under youth court act          | 2008-40  | McChesney    | Draft on hold-12/8              |
| <a href="#">LC1342</a> | State PILT payment to offset state land purchases             | 2008-34  | Bean         | Draft on hold-12/10             |
| <a href="#">LC1388</a> | Clarify law on absence by county officer                      | 2006-07  | Ankney       | Draft in assembly/ED review-1/8 |

## MACo Resolutions/Legislation, cont.

| No.                    | Title                                                         | Res. No. | Sponsor | Status-Date                      |
|------------------------|---------------------------------------------------------------|----------|---------|----------------------------------|
| <a href="#">LC1390</a> | Authorize counties to create compensated absence fund         | 2008-09  | Ankney  | Draft in assembly/ED review-1/8  |
| <a href="#">LC1922</a> | Clarify appt. of commissioners for regional airport authority | 2008-03  | Milburn | Draft on hold-1/5                |
| <a href="#">LC1936</a> | Create youth summer employment program                        |          | Branee  | Draft to requester f/ review-1/2 |

## MACo Watch List

| No.    | Title                                                                        |
|--------|------------------------------------------------------------------------------|
| SB 158 | Revise number of judges in judicial districts                                |
| SB 165 | Revise school budget timelines                                               |
| SB 167 | Increase penalties for abandonment or starvation of horses                   |
| SB 172 | Increase penalties for abandonment or starvation of horses                   |
| SB 173 | Clarify ability of school districts to share superintendents and principals  |
| SB 175 | Revise motor vehicle registration fees                                       |
| HB 173 | Appropriation for rural Montana healthcare delivery assistance pilot project |
| HB 174 | Revise term limits for legislators                                           |
| HB 178 | State assistance for mold sampling and analysis                              |
| HB 181 | Authorize design-build water and sewer districts                             |
| HB 182 | Prohibit state agencies from lobbying legislature                            |
| HB 183 | Restrict land use requirements from being placed and enacted on final plat   |
| HB 187 | Prorate charges for motor vehicle registration                               |
| HB 190 | Clarify bridge access law                                                    |
| HB 197 | Clarify signature requirements for recall petitions                          |